

House File 584 - Reprinted

HOUSE FILE _____
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 207)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the disposal of personal property after entry
2 of a judgment for forcible entry and detainer.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1575HV 81
5 kk/gg/14

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1 1 Section 1. Section 648.22, Code 2005, is amended to read
1 2 as follows:

1 3 648.22 JUDGMENT == EXECUTION == COSTS == DISPOSAL OF
1 4 PROPERTY.

1 5 1. If the defendant is found guilty, judgment shall be
1 6 entered that the defendant be removed from the premises, and
1 7 that the plaintiff be put in possession of the premises, and
1 8 an execution for the defendant's removal within three days
1 9 from the judgment shall issue accordingly, to which shall be
1 10 added a clause commanding the officer to collect the costs as
1 11 in ordinary cases.

1 12 2. a. Except as otherwise provided in this chapter, after
1 13 the defendant has been removed from the premises by execution
1 14 or writ of removal, or has vacated or abandoned the premises
1 15 after judgment for possession is awarded to the plaintiff, the
1 16 plaintiff may dispose of all the defendant's personal property
1 17 remaining on the premises.

1 18 b. This subsection shall not apply to the redistribution of
1 19 a mobile, manufactured, or modular home.

1 20 c. The duties of the sheriff executing the judgment shall
1 21 not be satisfied until all of the defendant's personal
1 22 property has been removed from the premises pursuant to this
1 23 subsection.

1 24 HF 584

1 25 kk:nh/es/25